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22STCP04238

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT

LOS ANGELES SUNSHINE COALITION, *Petitioner and Plaintiff*, v. THE CITY OF LOS ANGELES and KAREN KALFAYAN, in her Official Capacity as Executive Officer of the Office of the Chief Legislative Analyst, *Respondents and Defendants*.	Case No. 22STCP04238 **VERIFIED PETITION FOR WRIT OF MANDATE ORDERING COMPLIANCE WITH THE CALIFORNIA PUBLIC RECORDS ACT AND COMPLAINT FOR DECLARATORY RELIEF UNDER THE RALPH M. BROWN ACT** [California Public Records Act, Gov. Code §§ 6250 et seq.; Ralph M. Brown Act, Gov. Code § 54950 et seq.; Code of Civil Procedure § 1085]

Petitioner Los Angeles Sunshine Coalition, represented by Adrian Riskin, petitions this Court for a writ of mandate requiring the City of Los Angeles and Executive Officer of the Office of the Chief Legislative Analyst, Karen Kalfayan, (collectively, the "Respondents") to

immediately make available to Petitioner public records lawfully requested by Petitioner pursuant to the California Public Records Act ("CPRA"), Government Code section 6250, et seq., and seeks mandamus, declaratory, and injunctive relief to redress violations of Ralph M. Brown Act, Government Code § 54950 et seq. ("Brown Act") by Respondents. Petitioner also respectfully requests that this Court grant relief in the form of costs of suit, attorney's fees, and other appropriate and just relief resulting from Respondent's unlawful conduct. Petitioner alleges as follows:

PARTIES

1. Petitioner Dr. Adrian Riskin is a resident of Los Angeles, a professor at a local College, and an open records activist. Using CPRA requests to investigate and understand the activities of the Los Angeles City government, Riskin makes all his findings freely available to the public through blogging and community events. His collection of records have helped both researchers and the public at large learn about the city's response to the homelessness crisis, including students at U.C. Berkeley School of Law's Policy Advocacy Clinic and documentary filmmakers producing a film about the Greater West Hollywood Food Coalition. Records obtained by Riskin have also been featured as part of an exhibit at the Los Angeles Poverty Department – Skid Row History Museum. Moreover, Riskin has also helped to empower the public by publishing a guide to the practical use of the CPRA in the City of Los Angeles. Riskin is a member of the public within the meaning of section 6252, subdivisions (b) and (c).

2. Respondent City of Los Angeles (the "City") is a local public agency within the meaning of the California Public Records Act ("CPRA"), Government Code section 6252, subdivision (a) and Government Code section 6252, subdivision (d), and the Ralph M. Brown Act ("Brown Act"), Government Code Sections 54950-54963 (governing legislative bodies of

local agencies). The Los Angeles City Council is a department or division of the City.

3. Respondent Karen Kalfayan is the Executive Officer of the Office of the Chief Legislative Analyst. The Office of the Chief Legislative Analyst provides technical staff assistance to the Los Angeles City Council, its various Committees, and individual members of Council in their work of legislation. City of Los Angeles Charter, Sec. 20.100. The Los Angeles City Council is a department or division of the City. Karen Kalfayan is the public official with the ultimate authority and responsibility for the acts and omissions complained of herein.

JURISDICTION AND VENUE

4. This court has jurisdiction over this petition pursuant to Government Code §§ 6258 & 6259 of the CPRA, Government Code §§ 54960, 54960.1, and 54960.2 of the Ralph M. Brown Act ("Brown Act"), and Code Civ. Proc. section 1085.

5. Venue is proper in this Court. The records in question, or some portion of them, are situated in the County of Los Angeles. (§ 6259, subd. (a).) Also, Respondents reside in, and the acts and omissions complained of herein occurred in the County of Los Angeles. (Code Civ. Proc. §§ 393, subd. (b) & 394, subd. (a).)

GENERAL ALLEGATIONS

6. This dispute arises from the failure of Respondents to comply with multiple lawful requests for public records, in violation of the CPRA, Gov. Code § 6250 et seq., et seq and to redress multiple violations of the Brown Act, Government Code § 54950 et seq.

7. On June 24, 2020, Petitioner made a records request (the "June 24, 2020 Request") to the Office of the Chief Legislative Analyst ("CLA") pursuant to the CPRA. The request asked for copies of all briefing notes prepared by the CLA for Council Committees, or legislative bodies other than Council Committees, from January 1, 2016 through June 24, 2020. The request

asked for all records to be produced in electronic format if stored in electronic format. A true and correct copy of the request is attached as Exhibit A.

8. In violation of Government Code § 6253(c), on September 27, 2020, Petitioner was required to follow up on the June 24, 2020 Request, 95 days after his initial request. A true and correct copy of the email is attached as Exhibit B.

9. On September 29, 2020, Respondents responded to Petitioner, asserting that they did not receive the June 24, 2020 Request. Respondent stated it made its determination on the June 24, 2020 Request as required by Government Code section 6253(c). Respondents asserted that Petitioner's June 24, 2020 request was overly broad, and even if narrowed to specific records, those records would nonetheless be withheld under Government Code Section 6255 "because they would show the officials' deliberative process" and "the public interest served by protecting the official's decision-making process clearly outweighs the public interest served by the records' disclosure." Respondent produced no records. A true and correct copy of the email is attached as Exhibit C.

10. On September 29, 2020, Petitioner responded to Respondent. Petitioner remarked that if, *arguendo*, the June 24, 2020 Request was "overbroad," it was implausible that Respondent managed to review the content of all briefing notes from January 1, 2016 through June 24, 2020, as required by the law, and determine that, on the facts of the particular matter, the public interest in preserving the secrecy of the alleged "deliberative process" clearly outweighed the public interest in releasing the material. Petitioner further remarked that it was implausible that notes prepared by non-Council staff could implicate the deliberative process of officials, otherwise all factual material would fall within Section 6255. Moreover, Petitioner remarked that if identical briefing notes were distributed to more than one Committee Member, they could not implicate

that Committee Member's deliberative process as such disclosure would constitute a waiver of the privilege. A true and correct copy of the email is attached as Exhibit D.

11. Petitioner further remarked that if a briefing note truly contained material germane to a Committee Member's deliberative process, then sharing it with other Committee Members prior to the meeting would constitute a Brown Act violation if a majority of the members received the record before the same committee meeting. In this case, all exemption claims other than those related to closed sessions would be waived. Exhibit D.

12. Last, Petitioner requested that Respondent reconsider and reverse its denial or, in the alternative, construe the email as a request for assistance in overcoming practical obstacles to accessing the records. Petitioner inquired whether the CLA is a City Department and who is head of the department. Exhibit D.

13. On September 29, 2020, Petitioner followed up with an inquiry into the process by which the CLA's committee briefing notes are transmitted to committee members. If sent by email, Petitioner requested to see the most recent distribution emails for each committee – not the notes themselves but merely their carriers. A true and correct copy of the email is attached as Exhibit E.

14. On September 30, 2020, Petitioner received a set of forty-six (46) distribution emails from various analysts of the Chief Legislative Analyst's office to the Committee Members and the Committee Chairs. The emails were made available without their attached notes. The emails produced were:

(1-9) A January 30, 2020 Ad Hoc 2028 Olympics Transmission of Committee Notes re: Jan 31, 2020 meeting (8 separate emails) to Bryce Rosauro, Delphert Smith, Laura Hill, Andrew Westall, Karo Torossian, John Popoch, Mel llomin, and Star Parsamyan;

(10) A June 22, 2020 Ad Hoc Police Reform Transmission of Committee Notes To Chair re: June 24, 2020 meeting to Andrew Westall, Justin Wesson Cc: Matias Farfan, Rafael Prieto, Kimberly Tejada, Tristan Noack, Corinne Tiliano;

(11) A June 22, 2020 Ad Hoc Police Reform Transmission of Committee Notes To Members re: June 24, 2020 meeting to Rachel Brashier, Debby Kim, Erich King, Jeffrey Ebenstein, Cc: Matias Farfan, Rafael Prieto, Corinne Tiliano, Kimberly Tejada, Tristan Noack, Andrew Westall, Justin Wesson;

(12) A August 13, 2020 Trade Travel Tourism Transmission of Committee Notes To Chair re: Aug 18, 2020 meeting to Dennis Gleason, Laura Hill Cc: Avak Keotahian;

(13) A August 13, 2020 Trade Travel Tourism Transmission of Committee Notes To Members re: Aug 18, 2020 meeting to Hannah Levien, Matt Hale, Geoff Thompson, Krista Kline, Matthew Tecle, Cc: Avak Keotahian;

(14) A August 14, 2020 Personnel And Animal Welfare Transmission of Committee Notes To Chair re: Aug 19, 2020 meeting to David Hersch CC: Matias Farfan, Lisa LaForge;

(15) A August 14, 2020 Personnel And Animal Welfare Transmission of Committee Notes To Members re: Aug 19, 2020 meeting to Bryce Rosaurs;

(16) A August 14, 2020 Personnel And Animal Welfare Transmission of Committee Notes To Members re: Aug 19, 2020 meeting to Erich King;

(17) A August 24, 2020 Economic Development Transmission of Committee Notes Transmission To Chair re: Aug 25, 2020 meeting to Marisa Alcaraz, Cc: Catherine Romero, John Wickham, Espinosa; Chris, lvania Sobalvarro, Karen Kalfayan, Lisa LaForge, Alex Whitehead, Oscar Ixco;

(18) A August 24, 2020 Economic Development Transmission of Committee Notes

Transmission To Members re: Aug 25, 2020 meeting to Laura Hill, Dennis Gleason, Olivia McGovern;

(19) A September 14, 2020 Energy Climate Change Economic Justice Notes Transmission To Chair re: Sep 15, 2020 meeting to Ackley Padilla, Max Podemski;

(20) A September 14, 2020 Energy Climate Change Economic Justice Notes Transmission To Members re: Sep 15, 2020 meeting to Andy Shrader, Star Parsamyan, Debby Kim, Mel Ilomin, Hannah Levien, Cc: Matias Farfan;

(21) A September 1, 2020 Ad Hoc Covid Transmission of Committee Notes To Chair re: Sep 2, 2020 meeting to Anna Hovasapian, Cc: Clay McCarter, lvania Sobalvarro, Kimberly Tejada, Steve Luu;

(22) A September 1, 2020 Ad Hoc Covid Transmission of Committee Notes To Members re: Sep 2, 2020 meeting to Andrew Westall, Justin Wesson, Star Parsamyan, Marisa Alcaraz, Mel llomin, Debby Kim .Cc: Clay McCarter;

(23) A September 9, 2020 Homelessness And Poverty Transmission of Committee Notes To Chair re: Sep 10, 2020 meeting to Star Parsamyan Cc: Karen Kalfayan, lvania Sobalvarro, John Wickham, Chris Espinosa, Dora Huerta, Jack Reef, Catherine Romero, Vanessa Larez ,Renee Glasco, Lisa LaForge;

(24) A September 9, 2020 Homelessness And Poverty Transmission of Committee Notes To Members re: Sep 10, 2020 meeting to Aden Binyam, Rachel Brashier, Krista Kline, Catherine Landers, Elaina Houser, Paola Bassignana, Kate Pynoos, Eric (Roderico) Villanueva;

(25) A September 11, 2020 Budget And Finance Transmission of Committee Notes Transmission To Chair re: Sep 14, 2020 meeting to Matt Hale Cc: Sharon Tso, Karen

Kalfayan, lvania Sobalvarro, Chris Espinosa Bcc: Catherine Romero, Renee Glasco, Valentina Diba, Lisa LaForge, Mandy Morales, Andrea Galvin;

(26) A September 11, 2020 Budget And Finance Transmission of Committee Notes Transmission To Members- Sep 14, 2020 meeting to Marisa Alcaraz, Bryce Rosauro, David Hersch, James Bickhart, John Popoch, Jeff Jacobberger, Krista Kline, Elaina Houser, Kate Pynoos Bcc: Valentina Diba, Andrea Galvin;

(27) A September 11, 2020 Public Works And Gang Reduction Transmission of Committee Notes To Chair re: Sep 16, 2020 meeting to Cecilia Castillo, John Popoch Cc: Matias Farfan, Rafael Prieto;

(28) A September 11, 2020 Public Works And Gang Reduction Transmission of Committee Notes To Members re: Sep 16, 2020 meeting to Andrew Sun, David Giron, Dennis Gleason, Erich King, Joshua Yeager, Justin Orenstein, Laura Hill, Nicholas Greif, Star Parsamyan Cc: Matias Farfan, Rafael Prieto;

(29) A September 18, 2020 Ad Hoc Job Creation Transmission of Committee Notes To Chair re: Sep 22, 2020 meeting to Hannah Levien Cc: Ilvania Sobalvarro, John Wickham Andy Galan;

(30) A September 18, 2020 Ad Hoc Job Creation Transmission of Committee Notes To Members re: Sep 22, 2020 meeting to Cecilia Castillo, Jeff Jacobberger, John Popoch, Breana Weaver, Rachel Brashier;

(31) A September 18, 2020 Public Safety Transmission of Committee Notes To Chair re: Sep 22, 2020 meeting to Felicia Orozco Cc: Corinne Tiliano, Matias Farfan, Andy Galan, Rafael Prieto;

(32) A September 18, 2020 Public Safety Transmission of Committee Notes To Members

re: Sep 22, 2020 meeting to Andrew Suh, Christine Peters, David Giron, Dennis Gleason, Erich King, Jackie D'Almeida, Justin Orenstein, Laura Hill, Nichoias Greif, Star Parsamyan Cc: Corinne Tiliano., Felicia Orozco, Rafael Prieto, Matias Farfan, Andy Galan;

(33) A September 18, 2020 Transportation Transmission of Committee Notes To Chair re: Sep 21, 2020 meeting to Eric Bruins;

(34) A September 18, 2020 Transportation Transmission of Committee Notes To Members re: Sep 21, 2020 meeting to Jeffrey Ebenstein, Laura Hill;

(35) A September 21, 2020 Housing Transmission of Committee Notes To Members re: Sep 23, 2020 meeting to Hannah Levien, Breana Weaver Cc: John Wickham;

(36) A September 21, 2020 Housing Transmission of Committee Notes to Chair re: Sep 23, 2020 meeting to Mei llomin, Gerald Gubatan Cc: Karen Kalfayan, Lisa LaForge, lvania Sobalvarro, Catherine Romero, John Wickham, Chris Espinosa, Vanessa Larez, Renee Glasco;

(37) A September 22, 2020 Health, Education, Neighborhoods, Parks, Arts, and River Transmission of Committee Notes To Chair re: Sep 24, 2020 meeting to Justin Grensiein Cc: Rafael Prieto, Matias Farfan, Karen Kalfayan, Xochitl Ramirez, Lisa LaForge;

(38) A September 22, 2020 Health, Education, Neighborhoods, Parks, Arts, and River Transmission of Committee Notes To Members re: Sep 24, 2020 meeting to Star Parsamyan, Genevieve Arce, Marisa Alcaraz, Delphert Smith;

(39) A September 22, 2020 Rules, Elections, and Intergovernmental Relations Transmission of Committee Notes To Chair re: Sep 23, 2020 meeting to Anna Hovasapian Cc: Avak Keotahian;

(40) A September 22, 2020 Rules, Elections, and Intergovernmental Relations Transmission of Committee Notes To Members re: Sep 23, 2020 meeting to Rachel Brashier, Belem Lamas, Andrew Westall Cc: Avak Keotahian;

(41) A September 29, 2020 Planning And Land Use Management Transmission of Committee Notes To Chair re: Oct 1, 2020 meeting to Rachel Brashier, Kristen Gordon, Lamont Cobb Cc: Avak Keotahian, Christopher Fieids;

(42) A September 29, 2020 Planning And Land Use Management Transmission of Committee Notes To Members re: Oct 1, 2020 meeting to Gerald Gubatan, Hannah Lee, Joshua Yeager, Elizabeth Ene, John Popoch, Sherilyn Correa, Christopher Diaz;

(43) A September 30, 2020 Immigrant Affairs, Civil Rights, and Equity Committee Transmission of Committee Notes To Chair re: Oct 1, 2020 meeting to Debby Kim, Mel llomin, Karen Kalfayan, lvania Sobalvarro, Chris Espinosa, Lisa LaForge, Catherine Romero;

(44) A September 30, 2020 Immigrant Affairs, Civil Rights, and Equity Committee Transmission of Committee Notes To Members re: Oct 1, 2020 meeting to Justin Wesson, Anna Hovasapian, Andrew Suh, Andrew Westall, Marisa Alcaraz, Jackie D'Almeida, Joana Reyes;

(45) A September 30, 2020 Information Technology General Services Transmission of Committee Notes To Chair re: Sep 23, 2020 meeting to Erich King Cc: Matias Farfan, Rafael Prieto, Corinne Tiliano, Xochitl Ramirez;

(46) A September 30, 2020 Information Technology General Services Transmission of Committee Notes To Members to Cecilia Castillo, Olivia McGovern Cc: Erich King, Matias Farfan, Corinne Tiliano, Rafael Prieto, Xochitl Ramirez.

A true and correct copy of the email records is attached as Exhibit F.

15. Upon information and belief, the Ad Hoc 2028 Olympics Committee was composed of the following Committee Members and corresponding staffers: Chair: Herb J. Wesson, Jr., Tenth District. Staffer: Andrew Westall; Gilbert A. Cedillo, First District. Staffer: Mel Ilomin; Paul Krekorian, Second District. Staffer: Karo Torossian; Joe Buscaino, Fifteenth District - President Pro Tempore. Staffer: Laura Hill; Bob Blumenfield, Third District. Staffer: John Popoch; Mitch O'Farrell, Thirteenth District. Staffer: Star Parsamyan; Curren D. Price, Jr., Ninth District. Staffer: Bryce Rosauro. The January 30, 2020 emails to the Ad Hoc 2028 Olympic Committee were distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Bryce Rosauro, Delphert Smith, Laura Hill, Andrew Westall, Karo Torossian, John Popoch, Mel llomin, and Star Parsamyan. Exhibit F.

16. Upon information and belief, the Ad Hoc Police Reform Committee was composed of the following Committee Members and corresponding staffers: Chair: Herb J. Wesson, Jr., Tenth District. Staffer: Andrew Westall, Justin Wesson; Paul Koretz, Fifth District. Staffer: Rachel Brashier, Jeffrey Ebenstein; Gilbert A. Cedillo, First District. Staffer: Debby Kim; Marqueece Harris-Dawson, Eighth District; John S. Lee, Twelfth District. Staffer: Erich King. The June 22, 2020 email to the Ad Hoc Police Reform Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Rachel Brashier, Debby Kim, Erich King, Jeffrey Ebenstein, Andrew Westall, Justin Wesson. Exhibit F.

17. Upon information and belief, the Trade Travel Tourism Committee was composed of the following Committee Members and corresponding staffers: Chair: Joe Buscaino, Fifteenth District - President Pro Tempore. Staffer: Dennis Gleason, Laura Hill; Mike Bonin, Eleventh District. Staffer: Matthew Tecle; Paul Krekorian, Second District. Staffer: Hannah Levien, Matt

Hale. The August 13, 2020 email to the Trade Travel Tourism Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Hannah Levien, Matt Hale, Geoff Thompson, Krista Kline, Matthew Tecle. Exhibit F.

18. Upon information and belief, the Personnel And Animal Welfare Committee was composed of the following Committee Members and corresponding staffers: Chair: Paul Koretz, Fifth District. Staffer: David Hersch; John S. Lee, Twelfth District. Staffer: Erich King; Curren D. Price, Jr., Ninth District. Staffer: Bryce Rosauro. The August 14, 2020 emails to the Personnel And Animal Welfare Committee were distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Bryce Rosaurs and Erich King. Exhibit F.

19. Upon information and belief, the Economic Development Committee was composed of the following Committee Members and corresponding staffers: Chair: Curren D. Price, Jr., Ninth District. Staffer: Marisa Alcaraz; Joe Buscaino, Fifteenth District - President Pro Tempore. Staffer: Laura Hill, Dennis Gleason; Monica Rodriguez, Seventh District. Staffer: Olivia McGovern. The August 24, 2020 email to the Economic Development Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Laura Hill, Dennis Gleason, Olivia McGovern. Exhibit F.

20. Upon information and belief, the Energy, Climate Change and Economic Justice Committee was composed of the following Committee Members and corresponding staffers: Chair: Nury Martinez, Sixth District - President. Staffer: Ackley Padilla, Max Podemski; Paul Koretz, Fifth District. Staffer: Andy Shrader; Paul Krekorian, Second District. Staffer: Hannah Levien; Gilbert A. Cedillo, First District. Staffer: Debby Kim; Mitch O'Farrell, Thirteenth District. Staffer: Star Parsamyan. The September 14, 2020 email to the Energy Climate Change Economic Justice Committee was distributed to all or a majority of the members of the

Committee through their respective staffers, i.e., Andy Shrader, Star Parsamyan, Debby Kim, Mel Ilomin, Hannah Levien. Exhibit F.

21. Upon information and belief, the Ad Hoc Committee on COVID was composed of the following Committee Members and corresponding staffers: Chair: Nury Martinez, Sixth District - President. Staffer: Anna Hovasapian; Herb J. Wesson, Jr., Tenth District. Staffer: Andrew Westall, Justin Wesson; Curren D. Price, Jr., Ninth District. Staffer: Marisa Alcaraz; Gilbert A. Cedillo, First District. Staffer: Debby Kim; Mitch O'Farrell, Thirteenth District. Staffer: Star Parsamyan. The September 1, 2020 email to the Ad Hoc Covid Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Andrew Westall, Justin Wesson, Star Parsamyan, Marisa Alcaraz, Mel llomin, Debby Kim. Exhibit F.

22. Upon information and belief, the Homelessness And Poverty Committee was composed of the following Committee Members and corresponding staffers: Chair: Mitch O'Farrell, Thirteenth District. Staffer: Star Parsamyan; Monica Rodriguez, Seventh District. Staffer: Paola Bassignana; Mike Bonin, Eleventh District. Staffer: Elaina Houser; Marqueece Harris-Dawson, Eighth District. Staffer: Aden Binyam; David E. Ryu, Fourth District - Assistant President Pro Tempore. Staffer: Catherine Landers. The September 9, 2020 email to the Homelessness And Poverty Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Aden Binyam, Rachel Brashier, Krista Kline, Catherine Landers, Elaina Houser, Paola Bassignana, Kate Pynoos, Eric (Roderico) Villanueva. Exhibit F.

23. Upon information and belief, the Budget And Finance Committee was composed of the following Committee Members and corresponding staffers: Chair: Paul Krekorian, Second

District. Staffer: Matt Hale; Curren D. Price, Jr., Ninth District. Staffer: Marisa Alcaraz , Bryce Rosauro; Paul Koretz, Fifth District. Staffer: David Hersch; Bob Blumenfield, Third District. Staffer: Jeff Jacobberger, John Popoch; Mike Bonin, Eleventh District. Staffer: Elaina Houser, Kate Pynoos. The September 11, 2020 email to the Budget And Finance Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Marisa Alcaraz, Bryce Rosauro, David Hersch, James Bickhart, John Popoch, Jeff Jacobberger, Krista Kline, Elaina Houser, Kate Pynoos. Exhibit F.

24. Upon information and belief, the Public Works And Gang Reduction Committee was composed of the following Committee Members and corresponding staffers: Chair: Bob Blumenfield, Third District. Staffer: John Popoch; David E. Ryu, Fourth District - Assistant President Pro Tempore. Staffer: Andrew Suh, Greif; Kevin De Leon, Fourteenth District [since October 2020]; Mitch O'Farrell, Thirteenth District. Staffer: David Giron; John S. Lee, Twelfth District. Staffer: Erich King. The September 11, 2020 email to the Public Works And Gang Reduction Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Andrew Sun, David Giron, Dennis Gleason, Erich King, Joshua Yeager, Justin Orenstein, Laura Hill, Nicholas Greif, Star Parsamyan. Exhibit F.

25. Upon information and belief, the Ad Hoc Job Creation Committee was composed of the following Committee Members and corresponding staffers: Chair: Paul Krekorian, Second District. Staffer: Hannah Levien; Bob Blumenfield, Third District. Staffer: Jeff Jacobberger, John Popoch, Cecilia Castillo; Marqueece Harris-Dawson, Eighth District. Staffer: Breana Weaver. The September 18, 2020 email to the Ad Hoc Job Creation Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Cecilia Castillo, Jeff Jacobberger, John Popoch, Breana Weaver, Rachel Brashier. Exhibit F.

26. Upon information and belief, the Public Safety Committee was composed of the following Committee Members and corresponding staffers: Chair: Monica Rodriguez, Seventh District. Staffer: Felicia Orozco; Mitch O'Farrell, Thirteenth District. Staffer: Christine Peters, David Giron, Star Parsamyan; Joe Buscaino, Fifteenth District - President Pro Tempore. Staffer: Dennis Gleason, Laura Hill; David E. Ryu, Fourth District - Assistant President Pro Tempore. Staffer: Andrew Suh, Greif; John S. Lee, Twelfth District. Staffer: Erich King. The September 18, 2020 email to the Public Safety Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Andrew Suh, Christine Peters, David Giron, Dennis Gleason, Erich King, Jackie D'Almeida, Justin Orenstein, Laura Hill, Nichoias Greif, Star Parsamyan. Exhibit F.

27. Upon information and belief, the Transportation Committee was composed of the following Committee Members and corresponding staffers: Chair: Mike Bonin, Eleventh District. Staffer: Bruins; Joe Buscaino, Fifteenth District - President Pro Tempore. Staffer: Laura Hill; Paul Koretz, Fifth District. Staffer: Jeffrey Ebenstein. The September 18, 2020 email to the Transportation Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Jeffrey Ebenstein, Laura Hill. Exhibit F.

28. Upon information and belief, the Housing Committee was composed of the following Committee Members and corresponding staffers: Chair: Gilbert A. Cedillo, First District. Staffer: Mel Ilomin, Gerald Gubatan; Paul Krekorian, Second District. Staffer: Hannah Levien; Marqueece Harris-Dawson, Eighth District. Staffer: Breana Weaver. The September 21, 2020 email to the Housing Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Hannah Levien, Breana Weave. Exhibit F.

29. Upon information and belief, the Health, Education, Neighborhoods, Parks, Arts,

and River Committee was composed of the following Committee Members and corresponding staffers: Chair: David E. Ryu, Fourth District - Assistant President Pro Tempore. Staffer: Justin Orenstein; Mitch O'Farrell, Thirteenth District. Staffer: Star Parsamyan; Curren D. Price, Jr., Ninth District. Staffer: Marisa Alcaraz. The September 22, 2020 email to the Health, Education, Neighborhoods, Parks, Arts, and River Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Star Parsamyan, Genevieve Arce, Marisa Alcaraz, Delphert Smith. Exhibit F.

30. Upon information and belief, the Rules, Elections, and Intergovernmental Relations Committee was composed of the following Committee Members and corresponding staffers: Chair: Nury Martinez, Sixth District - President. Staffer: Anna Hovasapian; Marqueece Harris-Dawson, Eighth District. Staffer: Belem Lamas; Herb J. Wesson, Jr., Tenth District. Staffer: Andrew Westall. The September 22, 2020 email to the Rules, Elections, and Intergovernmental Relations Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Rachel Brashier, Belem Lamas, Andrew Westall. Exhibit F.

31. Upon information and belief, the Planning And Land Use Management Committee was composed of the following Committee Members and corresponding staffers: Chair: Marqueece Harris-Dawson, Eighth District. Staffer: Kristen Gordon; Bob Blumenfield, Third District. Staffer: John Popoch; Gilbert A. Cedillo, First District. Staffer: Gerald Gubatan; Curren D. Price, Jr., Ninth District. Staffer: Sherilyn Correa; John S. Lee, Twelfth District. Staffer: Hannah John S. Lee, Twelfth District, Joshua Yeager. The September 29, 2020 email to the Planning And Land Use Management Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Gerald Gubatan, Hannah Lee,

Joshua Yeager, Elizabeth Ene, John Popoch, Sherilyn Correa, Christopher Diaz. Exhibit F.

32. Upon information and belief, the Immigrant Affairs, Civil Rights, and Equity Committee was composed of the following Committee Members and corresponding staffers: Chair: Gilbert A. Cedillo, First District. Staffer: Debby Kim, Mel Ilomin; Herb J. Wesson, Jr., Tenth District. Staffer: Justin Wesson, Andrew Westall; Curren D. Price, Jr., Ninth District. Staffer: Marisa Alcaraz; David E. Ryu, Fourth District - Assistant President Pro Tempore. Staffer: Andrew Suh; Kevin De Leon, Fourteenth District (since October 2020). The September 30, 2020 email to the Immigrant Affairs, Civil Rights, and Equity Committee Committee Notes was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Justin Wesson, Anna Hovasapian, Andrew Suh, Andrew Westall, Marisa Alcaraz, Jackie D'Almeida, Joana Reyes. Exhibit F.

33. Upon information and belief, the Information Technology General Services Committee was composed of the following Committee Members and corresponding staffers: Chair: John S. Lee, Twelfth District. Staffer: Erich King; Bob Blumenfield, Third District. Staffer: Cecilia Castillo; Monica Rodriguez, Seventh District. Staffer: Olivia McGovern. The September 30, 2020 email to the Information Technology General Services Committee was distributed to all or a majority of the members of the Committee through their respective staffers, i.e., Cecilia Castillo, Olivia McGovern. Exhibit F.

34. The emails to the Committee Chairs from the Chief Legislative Analyst's office were transmitted directly only to the Committee Chair's staffers. The attachments to the Committee Chair emails were substantially similar to those sent to the Committee Members except for a slight variation in the name and file size. *Compare* attachment to September 11, 2020 email to the Budget And Finance Committee Members ("*B&F 09-14-20 Members.docx 42K*")

with attachment to September 11, 2020 email to the Budget And Finance Committee Chair ("*B&F 09-14-20 Chair.docx 47K*"). *See* Exhibit F at 25-26.

35. On October 16, 2020, Petitioner followed up with another email, informing Respondents that he was still waiting for their assistance on this matter as required by the CPRA and requesting the name and title of the person who determined that the claimed exemptions apply. A true and correct copy of the email is attached as Exhibit G.

36. On October 16, 2020, Petitioner sent another email requesting that Respondent reconsider its exemption claims for the request on the basis that Respondent had already waived them under the Brown Act, which provides that agendas of public meetings and other writings, when distributed to all or a majority of all, of the members of the body are disclosable public records under Section 54957.5(a). Petitioner remarked that based on the set of the forty-six (46) emails he received, it was clear that the notes were distributed to the entire committee and therefore no exemptions applied; therefore, there was no need to review the documents before they were released. Petitioner gave Respondent until October 23, 2020 to produce the notes before presuming Respondent was continuing to illegally deny Petitioner access. A true and correct copy of the email is attached as Exhibit H.

37. Petitioner has not received any further response from Respondents since September 30, 2020.

FIRST CAUSE OF ACTION

(Violations of the Brown Act, Gov. Code §§ 54952.2; 54953; 54954.2, 54956, 54957.5)

38. Petitioner incorporates herein by reference the allegations contained in the foregoing paragraphs.

39. The law in California pertaining to open meetings is set forth in three Acts, namely,

the Ralph M. Brown Act ("Brown Act"), found at Sections 54950 through 54963 of the California Government Code, the Bagley-Keene Open Meeting Act ("Bagley-Keene Act"), found at Sections 11120 through 11132 of the California Government Code, and the open meeting provisions governing the State's legislative branch, found at Sections 9027 through 9031 of the California Government Code.

40. The Brown Act was enacted into law in 1953 to require open meetings of local agencies and "to curb misuse of the democratic process by secret legislation of public bodies." *Epstein v. Hollywood Entertainment Dist. II Business Improvement Dist.*, 87 Cal. App. 4th 862, 867, 104 Cal. Rptr. 2d 857 (2001). The Act declares, in part: "The people of this State do not yield their sovereignty to the agencies which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created." Cal. Gov't Code § 54950.

41. As stated by one court, "[i]t is clearly the public policy of this State that the proceedings of public agencies, and the conduct of the public's business, shall take place at open meetings, and that the deliberative process by which decisions related to the public's business shall be conducted in full view of the public." *Epstein*, 87 Cal. App. 4th at 867; *see also Cohan v. City of Thousand Oaks*, 30 Cal. App. 4th 547, 555, 35 Cal Rptr. 2d 782 (1994). The Act applies to "local agencies," defined in Section 54951 as "a county, city, whether general law or chartered, city and county, town, school district, municipal corporation, district, political subdivision, or any board, commission or agency thereof, or other local public agency." Cal. Gov't Code § 54950.

42. Under the Act, "[a]ll meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body

of a local agency, except as otherwise provided in this chapter." Cal. Gov't Code § 54953(a). A "meeting" includes "any congregation of a majority of the members of a legislative body at the same time and place to hear, discuss or deliberate upon any item that is within the subject matter jurisdiction of the legislative body or the local agency to which it pertains." Cal. Gov't Code § 54952.2(a). The Act extends to a legislative body's "informal sessions or conferences," even if no vote is taken. *Sacramento Newspaper Guild v. Sacramento Cty. Bd. of Supervisors*, 263 Cal. App. 2d 41, 47, 69 Cal Rptr. 480 (1968). As explained, the Act includes "deliberation as well as action" because "deliberation and action [are] dual components of the collective decision-making process … " *Id.* at 51. The meetings of a standing committee composed of less than a quorum of the legislative body of a local public agency are subject to the notice, agenda, and public participation requirements of the Ralph M. Brown Act, if the committee has the responsibility of providing advice concerning budgets, audits, contracts, and personnel matters to and upon request of the legislative body. 79 Ops. Cal. Atty. Gen. 69 LEXIS 11, *1-2.

43. The Act contains specific exemptions from the open meetings requirements, but these exemptions must be narrowly construed and if a specific statutory exemption does not exist, the matter must be conducted in public regardless of its sensitivity. Cal. Gov't Code § 54962. These specific provisions primarily concern real property acquisitions, pending litigation, personnel matters and labor negotiations. Cal. Gov't Code §§ 54956.8, 54956.9, 54957, 54957.6. Importantly, the Act sets forth the minimum access that is required by law. Local agencies are free to "allow greater access to their meetings than prescribed by the minimal standards set forth in [the Act]." Cal. Gov't Code § 54953.7.

44. In keeping with the Act's open meetings provisions, Cal. Gov't Code § 54957.5 provides that "[n]otwithstanding Section 6255 or any other law, agendas of public meetings and

any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a local agency by any person in connection with a matter subject to discussion or consideration at an open meeting of the body, are disclosable public records under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1), and shall be made available upon request without delay." If the document is distributed less than 72 hours prior to the meeting, it must be made available to the public at the same time that it is provided to all or a majority of the members of the legislative body. Cal. Gov't Code § 54957.5.

45. Respondents violated the Brown Act by not disclosing and/or publishing any of the briefing notes prepared by the Office of the Chief Legislative Analyst that are distributed to all or a majority of the members of the Council Committees and by failing to produce such records pursuant to Petitioner's June 24, 2020 request, pursuant to the CPRA, for copies of all briefing notes prepared by the CLA for Council Committees, or legislative bodies other than Council Committees, from January 1, 2016 through June 24, 2020.

46. At a minimum, Respondents violated the Brown Act and the CPRA by failing to disclose the briefing notes attached to the following twenty (20) emails, and failing to make them publicly available, all to the detriment of Petitioners and the public:

1) the nine (9) January 30, 2020 emails to the Ad Hoc 2028 Olympic Committee;
2) the August 14, 2020 email to the Personnel And Animal Welfare Committee;
3) the August 14, 2020 email to the Personnel And Animal Welfare Committee;
4) the June 22, 2020 email to the Ad Hoc Police Reform Committee;
5) the August 13, 2020 email to the Trade Travel Tourism Committee;
6) the September 14, 2020 email to the Energy Climate Change Economic Justice Committee;

7) the September 1, 2020 email to the Ad Hoc Covid Committee;

8) the September 9, 2020 email to the Homelessness And Poverty Committee;

9) the September 11, 2020 email to the Budget And Finance Committee;

10) the September 11, 2020 email to the Public Works And Gang Reduction Committee;

11) the September 18, 2020 email to the Ad Hoc Job Creation Committee;

12) the September 18, 2020 email to the Public Safety Committee;

13) the September 18, 2020 email to the Transportation Committee;

14) the September 21, 2020 email to the Housing Committee;

15) the September 22, 2020 email to the Health, Education, Neighborhoods, Parks, Arts, and River Committee;

16) the September 22, 2020 email to the Rules, Elections, and Intergovernmental Relations Committee;

17) the September 29, 2020 email to the Planning And Land Use Management Committee;

18) the September 30, 2020 email to the Immigrant Affairs, Civil Rights, and Equity Committee;

19) the September 30, 2020 email to the Information Technology General Services Committee, and;

20) the August 24, 2020 email to the Economic Development Committee,

all of which were distributed to all or a majority of the members of the Committee through their respective staffers.

47. Upon information and belief, these emails and briefing notes prepared for the Committee Meetings are a mere sample of the emails and briefing notes prepared for the Committee Meetings conducted since at least January 1, 2016. Upon information and belief,

Respondents continue to violate the Brown Act by failing to disclose the emails and briefing notes prepared for all of its standing Committee Meetings.

48. Petitioner and the public were prejudiced by these violations in various ways, including, but not limited to denial of the opportunity to prepare and provide meaningful comments to the City Council on matters before the Rules, Elections, and Intergovernmental Relations Committee, of which former Sixth District Councilmember and and President Nury Martinez was then the Chair. The potential impacts therefrom are of utmost importance to Petitioner and the public; meaningful notice of discussions in which they had an interest and would have liked to participate; and, access to records which would have assisted them in participating in the Council's deliberation.

49. On June 24, 2020, Petitioner made a records request to the Office of the Chief Legislative Analyst pursuant to the CPRA requesting copies of all briefing notes prepared by the CLA for Council Committees, or legislative bodies other than Council Committees, from January 1, 2016 through June 24, 2020. Petitioner placed Respondents on notice that if the briefing notes contained material germane to a Committee Member's deliberative process, then sharing it with other Committee Members prior to a meeting would constitute a Brown Act violation if a majority of the members received the record before the same committee meeting. Respondent refused to produce the records and failed to consider the Brown Act in its denial.

SECOND CAUSE OF ACTION

(Violations of the California Public Records Act, Gov. Code section 6250 et seq.)

50. Petitioner incorporates herein by reference the allegations contained in the foregoing paragraphs.

51. All agencies are required to respond within 10 days from the receipt of the request

with a determination of whether the agency possesses responsive documents. (§ 6253, subd. (c) (hereafter § 6253(c)).)

52. All agencies are required to make records "promptly available" to a person upon payment of fees of replication, subject to some exemptions. (§ 6253, subdivision (b) (hereafter § 6253(b)).)

53. The CPRA creates "a presumptive right of access to any record created or maintained by a public agency that relates in any way to the business of the public agency." (*Sander v. State Bar of California* (2013) 58 Cal.4TM 300, 323.)

54. Unless one of the exceptions stated in the Act applies, the public is entitled to "any writing containing information relating to the conduct of the public's business owned, used, or retained by any state or local agency." (§§ 6252, subd. (e) and 6253, subd. (a).)

55. In order to justify withholding any record, a public agency must demonstrate that the record is in fact exempt under an express provision, not that it might possibly fall under an express exemption. (§ 6255.)

56. Proposition 59 amended the Constitution to require that the interpretation of the CPRA to "be broadly construed if it furthers the people's right of access, and narrowly construed if it limits the right of access." (Cal. Const., art. I, § 3, subd. (b) par. (2).)

57. Section 6255, subdivision (a) (hereafter section 6255(a)) permits an agency to withhold a public record if the agency demonstrates "that on the facts of the particular case the public interest served by not disclosing the record clearly outweighs the public interest served by the disclosure of the record."

58. The balancing test outlined in section 6255(a) puts "the burden of proof on the proponent of nondisclosure to demonstrate a clear overbalance on the side of confidentiality."

(*American Civil Liberties Union Foundation v Superior Court* (2017) 3 Cal.5th 1032, 1042 (hereafter *ACLU Foundation*).)

59. A clear overbalance may be shown through an accounting of the "expense and inconvenience involved in segregating nonexempt from exempt information." (*ACLU Foundation*, *supra*, 3 Cal.5th 1032, 1043.)

60. Where nondisclosure is allowed under section 6255(a), section 6253, subdivision (a) still requires that "[a]ny reasonably segregable portion of a record shall be available for inspection by any person requesting the record after deletion of the portions that are exempted by law." As such, "a public agency remains otherwise obligated to redact exempt information from a nonexempt record when the exempt and nonexempt materials are not inextricably intertwined and are otherwise reasonably segregable." (*Becerra v. Superior Court* (2020) 44 Cal.App.5th 897, 929.)

61. Respondents' denial of Petitioner's June 24, 2020 Request violates Government Code sections 6252, subdivision (e); 6253, subdivision (a); 6255(a); & Cal. Const., art. I, § 3, subd. (b) par. (2). Petitioner made a records request to the CLA pursuant to the CPRA requesting copies of all briefing notes prepared by the CLA for Council Committees, or legislative bodies other than Council Committees, from January 1, 2016 through June 24, 2020. In violation of Government Code § 6253(c), which requires agencies to respond within 10 days from the receipt of a request, Petitioner was required to follow up on the June 24, 2020 Request on September 27, 2020 – <u>95 days</u> after his initial request.

62. On September 29, 2020, Respondent stated it made its determination on the June 24, 2020 Request as required by Government Code section 6253(c). Respondents asserted that Petitioner's June 24, 2020 request was overly broad, and even if narrowed to specific records,

those records would nonetheless be withheld under Government Code Section 6255 "because they would show the officials' deliberative process" and "the public interest served by protecting the official's decision-making process clearly outweighs the public interest served by the records' disclosure." Respondent produced no records.

63. Respondents failed to account for the asserted "expense and inconvenience" associated with Petitioner's request. Nor, as required under section 6255(a), did Respondents either show that the records responsive to Petitioner's June 24, 2020 Request are "exempt under express provisions" of the CPRA or that "the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record" in this particular matter.

64. In invoking the "catchall" exemption from public access under Cal. Gov't Code § 6255 on the basis that the briefing notes "would show the officials' deliberative process" and "the public interest served by protecting the official's decision-making process clearly outweighs the public interest served by the records' disclosure," Respondent made no attempt to carry its burden to demonstrate the type of high degree of confidentiality that would outweigh the public's interest in the notes' disclosure.

65. As Petitioner stated in his email to Respondents, the burden lay with Respondent to show the briefing notes contained matter beyond factual content. *See American Civil Liberties Union Foundation v Superior Court* (2017) 3 Cal.5th 1032, 1042 (the balancing test outlined in section 6255(a) puts "the burden of proof on the proponent of nondisclosure to demonstrate a clear overbalance on the side of confidentiality.").

66. Nor did Respondent consider the Brown Act in its denial, which provides that "*[n]otwithstanding Section 6255* or any other law, agendas of public meetings and any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a

local agency by any person in connection with a matter subject to discussion or consideration at an open meeting of the body, are disclosable public records under the California Public Records Act … and shall be made available upon request without delay." Cal. Gov't Code § 54957.5.

67. The forty-six (46) distribution emails produced by Respondent demonstrate that at least twenty (20) sets of briefing notes prepared by the Office of the Chief Legislative Analyst were distributed to all or a majority of the members of standing Council Committees. As such, Respondents must deliver all the emails responsive to Petitioner's June 24, 2020 Request, the non-disclosure of which constitutes a per se violation of the Brown Act.

68. Further, section 6253(b) requires records to be made "promptly available" following a records request that "reasonably describes an identifiable record." Respondents' delay in granting Petitioner the ability to review records responsive to his request is a violation of section 6253(b).

69. At no time did Petitioner receive any response or acknowledgement of his October 16, 2020 email, informing Respondents that he was still waiting for their assistance on this matter as required by the CPRA and requesting the name and title of the person who determined that the claimed exemptions apply. Exhibit G.

70. Section 6253.1, subdivision (a) requires a public agency to assist a member so that they may "make a focused and effective request that reasonably describes an identifiable record or records", including "providing suggestions for overcoming any practical basis for denying access to the records or information sought." (§ 6253.1, subd. (a)(3).)

71. At no time did Petitioner receive any response or acknowledgement of his October 16, 2020 email requesting that Respondent reconsider its exemption claims for the request on the basis that Respondent had already waived them under the Brown Act, which provides that

agendas of public meetings and other writings, when distributed to all or a majority of all, of the members of the body are disclosable public records under Section 54957.5(a). Petitioner gave Respondent until October 23, 2020 to produce the notes before presuming Respondent was continuing to illegally deny Petitioner access.

72. Petitioner has not received any further response from Respondents since September 30, 2020, in violation of Government Code sections 6253(b) & (c).

73. In violation of section 6253.1, Respondents made no attempts to assist Petitioner in "overcoming any practical basis for denying access to the records or information sought."

74. Pursuant to section 6258, any persons may "institute proceeding for injunctive or declaratory relief or writ of mandate in any court of competent jurisdiction to enforce his or her right to inspect or receive a copy of any public record or class of public records under this chapter."

75. The records Petitioner seeks are public records, i.e., related to the conduct of the public's business.

76. Upon information and belief, Petitioner alleges that Respondents prepared, retained, used, or had control or constructive possession of public records that are responsive to Petitioner's request.

77. Petitioner alleges in accordance with section 6259, subdivision (a) that the information it seeks from Respondents is maintained in Los Angeles County.

78. Respondents' failure to provide responsive public records violates the CPRA.

79. Petitioner requests that this Court issue a writ of mandate compelling Respondents to release the requested records.

REQUEST FOR RELIEF

WHEREFORE, Petitioner respectfully requests judgment as follows:

1. That the Court issue a peremptory writ of mandate directing Respondents to make all requested documents available for inspection and provide a quote for direct costs of duplication of the records within 10 days of this Court's order directing that they do so;

2. For a declaration that the Board violated the Brown Act, as follows:

a. The City and the CLA violated Government Code § 54957.5 at its various meetings between January 1, 2016 through June 24, 2020, including but not limited to, its January 30, 2020, August 14, 2020, June 22, 2020, August 13, 2020, September 14, 2020, September 1, 2020, September 9, 2020, September 11, 2020, September 18, 2020, September 21, 2020, September 22, 2020, September 29, 2020, September 30, 2020, and August 24, 2020 meetings by not disclosing and/or publishing any of the briefing notes prepared by the Office of the Chief Legislative Analyst that are distributed to all or a majority of the members of the Council Committees;

3. For Petitioner's fees and costs, including reasonable attorneys' fees and expert witness costs, as authorized by Cal. Gov't Code § 54960.5, Cal. Gov't Code § 6259(c), and Code of Civil Procedure § 1021.5;

4. For such other legal and equitable relief as this Court deems appropriate and just.

Dated: December 1, 2022

Respectfully submitted,

CARLO BROOKS
Attorney for Petitioner and Plaintiff

VERIFICATION

I, Adrian Riskin, have read the foregoing Petition for Writ of Mandate and know the contents thereof. The same is true of my knowledge, except as to those matters alleged on information and belief, and as to those matters, I also believe them to be true.

I declare under penalty of perjury under the laws of California that the foregoing is true and correct.

Executed on December 1, 2022 in Los Angeles, California.

By: _____
Adrian Riskin

EXHIBIT A

Subject: CPRA request (LACLA.2020.06.24.a)
From: adrian@123mail.org
Date: 6/24/20, 3:03 PM
To: sharon.tso@lacity.org, karen.kalfayan@lacity.org

Good afternoon, CLA.

I am looking for copies of all Council Committee briefing notes prepped by your office from January 1, 2016 through June 24, 2020. If these are kept in electronic format, and I have reason to believe that they are, that's the format I need to see them in. If your office prepares briefing notes for legislative bodies other than Council Committees, e.g. for the full Council, I will also need to see those for the same date range.

Thanks!

A.

EXHIBIT B

Subject: Re: CPRA request (LACLA.2020.06.24.a)
From: adrian@123mail.org
Date: 9/27/20, 12:42 PM
To: sharon.tso@lacity.org, karen.kalfayan@lacity.org

Good afternoon, City friends!

The law required a response to this in early July, and yet no response received. Please advise.

A.

On Wed, Jun 24, 2020, at 3:03 PM, adrian@123mail.org wrote:

> Good afternoon, CLA.
>
> I am looking for copies of all Council Committee briefing notes prepped by your office from January 1, 2016 through June 24, 2020. If these are kept in electronic format, and I have reason to believe that they are, that's the format I need to see them in. If your office prepares briefing notes for legislative bodies other than Council Committees, e.g. for the full Council, I will also need to see those for the same date range.
>
> Thanks!
>
> A.

EXHIBIT C

Subject: Out of the Office Re: CPRA request (LACLA.2020.06.24.a)
From: "Karen Kalfayan" <karen.kalfayan@lacity.org>
Date: 9/27/20, 12:42 PM
To: adrian@123mail.org

I am currently away from the Office and will return on Tuesday, September 29, 2020.

EXHIBIT D

Subject: Re: CPRA request (LACLA.2020.06.24.a)
From: Karen Kalfayan <karen.kalfayan@lacity.org>
Date: 9/29/20, 2:52 PM
To: adrian@123mail.org
CC: Sharon Tso <sharon.Tso@lacity.org>

Thank you for following up on your request. Please accept our apologies for the late nature of this response. We did not receive your original e-mail request for records dated June 24, 2020.

With regard to your request for briefing notes for the period January 1, 2016 through June 24, 2020, please be advised that this Office has made its determination on your request as required by Government Code section 6253(c).

Please note that the request is overly broad, and normally we would request you to clarify your request in order for us to search for specific records. However, please be advised that records may be withheld under Government Code Section 6255 because they would show the officials' deliberative process. As to these documents, Government Code Section 6255 permits nondisclosure because the public interest served by protecting the official's decision-making process clearly outweighs the public interest served by the records' disclosure.

As such, we have no non-exempt responsive records in our possession to provide in response to your request.

On Sun, Sep 27, 2020 at 12:42 PM <adrian@123mail.org> wrote:

> Good afternoon, City friends!
>
> The law required a response to this in early July, and yet no response received. Please advise.
>
> A.
>
> On Wed, Jun 24, 2020, at 3:03 PM, adrian@123mail.org wrote:
> > Good afternoon, CLA.
> >
> > I am looking for copies of all Council Committee briefing notes prepped
> > by your office from January 1, 2016 through June 24, 2020. If these are
> > kept in electronic format, and I have reason to believe that they are,
> > that's the format I need to see them in. If your office prepares
> > briefing notes for legislative bodies other than Council Committees,
> > e.g. for the full Council, I will also need to see those for the same
> > date range.
> >
> > Thanks!
> >
> > A.

EXHIBIT E

Subject: Re: CPRA request (LACLA.2020.06.24.a)
From: adrian@123mail.org
Date: 9/29/20, 3:12 PM
To: "Karen Kalfayan" <karen.kalfayan@lacity.org>
CC: "Sharon Tso" <sharon.Tso@lacity.org>

Good afternoon, Ms. Kalfayan.

It's hard for me to believe that, especially if my request was "overbroad", you managed to review all of these for the last five years and determine that, on the facts of the particular matter, the public interest in preserving the total secrecy of what you're calling "deliberative process" clearly outweighs the public interest in releasing the material, and yet that's what the law requires of you.

Also, it's not plausible that notes prepared by non-Council staff could possibly implicate anyone's deliberative process. Obviously this deliberative process theory can't be extended to cover the raw material on which the CMs base their decisions, otherwise, e.g., all of Wikipedia would be exempt, and maybe the LA Times for four or five of the CMs.

Also, it's not plausible that identical records distributed to more than one CM could implicate anyone's deliberative process. According to your City Attorney's office, each Council Office is a distinct local agency. If these notes are distributed to each committee member and if it were true that the notes were exempt from production based on a theory about the public interest served by keeping them secret then distributing them to CMs A and B reveals secret info about A's deliberative process to B and vice versa. This must constitute a waiver of any exemption claim.

And not only that, but if the notes truly contain material germane to the CMs' deliberative process, then sharing them even with a majority of the committee would constitute a serial meeting of the hub and spoke variety. If one record would reveal to me what CM A is thinking about issue X then it will also reveal it to CM B prior to the meeting. This, of course, is a Brown Act violation if a majority of the members receive the record.

And finally, if you distribute these to a majority of the committee members before the meeting the Brown Act states clearly that all exemption claims other than those related to closed sessions have been waived. Given that, your claim that my request is "overbroad" has even less meaning than such claims usually have given the

widespread and habitual misuse of section 6255(a) because, as all exemption claims have been waived, the records require no review other than to segregate closed session material.

Therefore please reconsider and reverse your denial. If you're not going to do this then please consider this a request for assistance in overcoming practical obstacles to accessing the records. Also, for the sake of efficiency, can you tell me whether the CLA is a City Department or not? If it is, can you tell me the head of the department? If it's not, can you tell me what department it's under and who is the head of that?

Thanks!

A.

On Tue, Sep 29, 2020, at 2:52 PM, Karen Kalfayan wrote:

> Thank you for following up on your request. Please accept our apologies for the late nature of this response. We did not receive your original e-mail request for records dated June 24, 2020.
>
> With regard to your request for briefing notes for the period January 1, 2016 through June 24, 2020, please be advised that this Office has made its determination on your request as required by Government Code section 6253(c).
>
> Please note that the request is overly broad, and normally we would request you to clarify your request in order for us to search for specific records. However, please be advised that records may be withheld under Government Code Section 6255 because they would show the officials' deliberative process. As to these documents, Government Code Section 6255 permits nondisclosure because the public interest served by protecting the official's decision-making process clearly outweighs the public interest served by the records' disclosure.
>
> As such, we have no non-exempt responsive records in our possession to provide in response to your request.
>
> On Sun, Sep 27, 2020 at 12:42 PM <adrian@123mail.org> wrote:
>> Good afternoon, City friends!
>>
>> The law required a response to this in early July, and yet no response received. Please advise.
>>
>> A.
>>
>> On Wed, Jun 24, 2020, at 3:03 PM, adrian@123mail.org wrote:
>> > Good afternoon, CLA.
>> >
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> by your office from January 1, 2016 through June 24, 2020. If these are
> kept in electronic format, and I have reason to believe that they are,
> that's the format I need to see them in. If your office prepares
> briefing notes for legislative bodies other than Council Committees,
> e.g. for the full Council, I will also need to see those for the same
> date range.
>
> Thanks!
>
> A.

EXHIBIT F

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Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

Alex Whitehead <alex.whitehead@lacity.org> Thu, Jan 30, 2020 at 12:31 PM
To: Laura Hill <laura.hill@lacity.org>

Hello,

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
635K

Alex Whitehead <alex.whitehead@lacity.org>

Ad Hoc on the 2028 Olympic and Paralympic Games Committee

Alex Whitehead <alex.whitehead@lacity.org> Thu, Jan 30, 2020 at 3:17 PM
To: Delphert Smith <del.smith@lacity.org>

Hello Del,

I've attached our briefing notes for the meeting, which were sent earlier today to your colleague Bryce Rosauro. As well, here is the agenda for tomorrow's meeting:
https://ens.lacity.org/clk/committeeagend/clkcommitteeagend3409138187_01312020.html

I'd be happy to discuss the agenda and briefing notes for tomorrow's morning further if you have any questions and have time this afternoon. I'll be free until a bit after 4.

Thanks,
Alex

Thanks,
Alex
[Quoted text hidden]
--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
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Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

1 message

Alex Whitehead <alex.whitehead@lacity.org> Thu, Jan 30, 2020 at 12:32 PM
To: John Popoch <john.popoch@lacity.org>

Hello,

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
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Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

Alex Whitehead <alex.whitehead@lacity.org> Thu, Jan 30, 2020 at 12:31 PM
To: Laura Hill <laura.hill@lacity.org>

Hello,

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

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Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

1 message

Alex Whitehead <alex.whitehead@lacity.org>
To: Mel Ilomin <mel.ilomin@lacity.org>

Thu, Jan 30, 2020 at 12:34 PM

Hello Mel,

I'm not sure who in your Office handles the Ad Hoc Olympics Committee - can you forward these briefing notes on to them?

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
635K

Connect Create Collaborate

Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

1 message

Alex Whitehead <alex.whitehead@lacity.org> Thu, Jan 30, 2020 at 12:32 PM
To: Star Parsamyan <star.parsamyan@lacity.org>

Hello,

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
635K

Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

Alex Whitehead <alex.whitehead@lacity.org>
To: Andrew Westall <andrew.westall@lacity.org>

Thu, Jan 30, 2020 at 12:31 PM

Hello,

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
635K

Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

Alex Whitehead <alex.whitehead@lacity.org> Thu, Jan 30, 2020 at 12:32 PM
To: Bryce Rosauro <bryce.rosauro@lacity.org>

Hello,

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

Ad Hoc Olympics Notes - 20200131.pdf
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Alex Whitehead <alex.whitehead@lacity.org>

Briefing Notes - Ad Hoc on the 2028 Olympic and Paralympic Games Committee (1/31/20)

Alex Whitehead <alex.whitehead@lacity.org>
To: Karo Torossian <karo.torossian@lacity.org>

Thu, Jan 30, 2020 at 12:31 PM

Hello Karo,

I'm not sure who in your Office to send these briefing notes - can you forward these along to that person?

I've attached the Briefing Notes for the Ad Hoc Olympics Committee, tomorrow (1/31) at 8:30am.

Thanks,
Alex

--
Alex Whitehead
Office of the Chief Legislative Analyst
phone: (213) 473-5744
fax: (213) 680-0085

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Joshua Drake <jcshua.drake@lacity.org>

Ad Hoc Police Reform Committee Notes

Joshua Drake <Joshua.Drake@lacity.org> Mon, Jun 22, 2020 at 4:01 PM
To: Andrew Westall <andrew.westall@lacity.org>, Justin Wesson <justin.wesson@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>, Kimberly Tejada <kimberly.tejada@lacity.org>, Tristan Noack <tristan.noack@lacity.org>, Corinne Tiliano <corinne.tiliano@lacity.org>

Good afternoon Andrew and Justin,

Attached are the CLA's Briefing notes for the June 24 Special Ad Hoc Police Reform Committee meeting.

--
Joshua W. Drake
Legislative Analyst
Office of the Chief Legislative Analyst
Phone: (213) 473-9765
joshua.drake@lacity.org

Ad Hoc Police Reform 06-24-2020 (Chair).docx
42K

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Joshua Drake <joshua.drake@lacity.org>

Ad Hoc Police Reform Committee Notes

Joshua Drake <Joshua.Drake@lacity.org> Mon, Jun 22, 2020 at 4:02 PM
To: Rachel Brashier <rachel.brashier@lacity.org>, Debby Kim <debby.kim@lacity.org>, Erich King <erich.king@lacity.org>, Jeffrey Ebenstein <jeffrey.ebenstein@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>, Corinne Tiliano <corinne.tiliano@lacity.org>, Kimberly Tejada <kimberly.tejada@lacity.org>, Tristan Noack <tristan.noack@lacity.org>, Andrew Westall <andrew.westall@lacity.org>, Justin Wesson <justin.wesson@lacity.org>

Good afternoon everyone,

Attached are the CLA's briefing notes for the June 24 Ad Hoc Police Reform Committee meeting. If your office has changed who is staffing this committee, let me know and I can update my distribution list.

--
Joshua W. Drake
Legislative Analyst
Office of the Chief Legislative Analyst
Phone: (213) 473-9765
joshua.drake@lacity.org

Ad Hoc Police Reform 06-24-2020 (Members).docx
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Matthew Shade <matthew.shade@lacity.org>

T3 Committee Chair Notes - 08/18/2020

Matthew Shade <matthew.shade@lacity.org> Thu, Aug 13, 2020 at 3:27 PM
To: Dennis Gleason <dennis.gleason@lacity.org>, Laura Hill <laura.hill@lacity.org>
Cc: Avak Keotahian <avak.keotahian@lacity.org>

Hi All,

Please see the attached briefing notes for next week's Trade, Travel, and Tourism Committee meeting.

Matthew Shade
City of Los Angeles
Office of the Chief Legislative Analyst
(213) 978-0203

08.18.20_T3_chair.docx
27K

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Matthew Shade <matthew.shade@lacity.org>

T3 Committee Briefing Notes - 08/18/2020

Matthew Shade <matthew.shade@lacity.org> Thu, Aug 13, 2020 at 3:29 PM
To: Hannah Levien <hannah.levien@lacity.org>, Matt Hale <matt.hale@lacity.org>, Geoff Thompson <geoff.thompson@lacity.org>, Krista Kline <krista.kline@lacity.org>, Matthew Tecle <matthew.tecle@lacity.org>
Cc: Avak Keotahian <avak.keotahian@lacity.org>

Hi All,

Please see the attached briefing notes for next week's Trade, Travel, and Tourism Committee meeting.

Matthew Shade
City of Los Angeles
Office of the Chief Legislative Analyst
(213) 978-0203

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25K

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Tristan Noack <tristan.noack@lacity.org>

PAW Notes for 8/19 Meeting

Tristan Noack <tristan.noack@lacity.org> Fri, Aug 14, 2020 at 2:19 PM
To: Bryce Rosauro <bryce.rosauro@lacity.org>

Hey Bryce,

Attached are the notes for next week's PAW meeting. Please let me know if you have any questions.

Best,
Tristan

--
Tristan Noack
Office of the Chief Legislative Analyst
City of Los Angeles
Personnel and Animal Welfare Committee Analyst
(213) 473-6864

2 attachments

Personnel & Animal Welfare Committee Member notes for 08-19-20.pdf
157K

Personnel & Animal Welfare Committee Member notes for 08-19-20.docx
19K

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Tristan Noack <tristan.noack@lacity.org>

Notes for 8/19 PAW Meeting

Tristan Noack <tristan.noack@lacity.org> Fri, Aug 14, 2020 at 2:17 PM
To: David Hersch <david.hersch@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>

Hey David,

Attached are the notes for next week's PAW meeting. Please let me know if you have any questions.

Best,
Tristan

--
Tristan Noack
Office of the Chief Legislative Analyst
City of Los Angeles
Personnel and Animal Welfare Committee Analyst
(213) 473-6864

2 attachments

Personnel & Animal Welfare Committee Chair notes for 08-19-20.pdf
163K

Personnel & Animal Welfare Committee Chair notes for 08-19-20.docx
18K

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Tristan Noack <tristan.noack@lacity.org>

PAW Notes for 8/19 Meeting

Tristan Noack <tristan.noack@lacity.org> Fri, Aug 14, 2020 at 2:19 PM
To: Erich King <erich.king@lacity.org>

Hey Erich,

Attached are the briefing notes for next week's PAW meeting. Please let me know if you have any questions.

Best,
Tristan

--
Tristan Noack
Office of the Chief Legislative Analyst
City of Los Angeles
Personnel and Animal Welfare Committee Analyst
(213) 473-6864

2 attachments

Personnel & Animal Welfare Committee Member notes for 08-19-20.docx
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Personnel & Animal Welfare Committee Member notes for 08-19-20.pdf
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Brian Randol <brian.randol@lacity.org>

Briefing Notes for the Economic Development Committee - Tues. 8/25

1 message

Brian Randol <brian.randol@lacity.org> Mon, Aug 24, 2020 at 2:18 PM
To: Marisa Alcaraz <marisa.alcaraz@lacity.org>
Cc: Catherine Romero <catherine.romero@lacity.org>, John Wickham <john.wickham@lacity.org>, "Espinosa, Chris" <chris.espinosa@lacity.org>, Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, Karen Kalfayan <karen.kalfayan@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>, Alex Whitehead <alex.whitehead@lacity.org>, Oscar Ixco <oscar.ixco@lacity.org>
Bcc: Brian Randol <brian.randol@lacity.org>

Good afternoon,

Attached are the CLA's briefing notes for the Economic Development Committee scheduled for Tuesday, August 24, 2020.

Brian Randol
Office of the Chief Legislative Analyst
(213) 473-9957
brian.randol@lacity.org

EDC_Chair_ 8-25-20_.docx
246K

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Brian Randol <brian.randol@lacity.org>

Briefing Notes for the Economic Development Committee - Tues. 8/25

1 message

Brian Randol <brian.randol@lacity.org> Mon, Aug 24, 2020 at 2:26 PM
To: Laura Hill <laura.hill@lacity.org>, Dennis Gleason <dennis.gleason@lacity.org>, Olivia McGovern <olivia.mcgovern@lacity.org>
Bcc: Brian Randol <brian.randol@lacity.org>

Good afternoon,

Attached are the CLA's briefing notes for the Economic Development Committee scheduled for Tuesday, August 25, 2020.

Brian Randol
Office of the Chief Legislative Analyst
(213) 473-9957
brian.randol@lacity.org

EDC_Members_ 8-25-20.docx
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Rafael Prieto <rafael.prieto@lacity.org>

ECCEJ Notes for 9/15

1 message

Rafael Prieto <rafael.prieto@lacity.org> Mon, Sep 14, 2020 at 4:32 PM
To: Ackley Padilla <ackley.padilla@lacity.org>, Max Podemski <max.podemski@lacity.org>

Hello Gentlemen -

The notes for tomorrow's meeting are attached.....let me know if you have any questions. Thanks.

RP

--
Rafael E. Prieto
Office of the Chief Legislative Analyst
City of Los Angeles
200 N. Spring Street, Rm 255
Los Angeles, CA 90012
213.473.5706

ECC 9-15-20 (Chair).docx
66K

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Rafael Prieto <rafael.prieto@lacity.org>

ECCEJ Notes

1 message

Rafael Prieto <rafael.prieto@lacity.org> Mon, Sep 14, 2020 at 4:40 PM
To: Andy Shrader <andy.shrader@lacity.org>, Star Parsamyan <star.parsamyan@lacity.org>, Debby Kim <debby.kim@lacity.org>, Mel Ilomin <mel.ilomin@lacity.org>, Hannah Levien <hannah.levien@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>

Hello folks - I hope everyone is well. Attached you'll find the notes for tomorrow's ECCEJ Committee meeting. Please let us know if you have any questions. Thanks.

RP

--
Rafael E. Prieto
Office of the Chief Legislative Analyst
City of Los Angeles
200 N. Spring Street, Rm 255
Los Angeles, CA 90012
213.473.5706

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Chris Espinosa <chris.espinosa@lacity.org>

Chair's Notes - Ad Hoc on COVID-19

1 message

Chris Espinosa <chris.espinosa@lacity.org> Tue, Sep 1, 2020 at 1:13 PM
To: Anna Hovasapian <anna.hovasapian@lacity.org>
Cc: Clay McCarter <clay.mccarter@lacity.org>, Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, Kimberly Tejada <kimberly.tejada@lacity.org>, Steve Luu <steve.luu@lacity.org>

Hi Anna

Attached are the notes for the meeting on Wednesday at 2 pm.

Thank you,

--
Christopher P. Espinosa
Office of the Chief Legislative Analyst
City of Los Angeles
Office: (213) 473-5959
Cell: (213) 241-9494

Ad Hoc COVID - NOTES - Chair.Sept 2, 2020.docx
296K

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Chris Espinosa <chris.espinosa@lacity.org>

Committee Notes - Ad Hoc on COVID-19

1 message

Chris Espinosa <chris.espinosa@lacity.org> Tue, Sep 1, 2020 at 1:20 PM
To: Andrew Westall <andrew.westall@lacity.org>, Justin Wesson <justin.wesson@lacity.org>, Star Parsamyan <star.parsamyan@lacity.org>, Marisa Alcaraz <marisa.alcaraz@lacity.org>, Mel Ilomin <mel.ilomin@lacity.org>, Debby Kim <debby.kim@lacity.org>
Cc: Clay McCarter <clay.mccarter@lacity.org>

Good afternoon

Attached are the committee notes for the Ad Hoc on COVID-19 meeting on September 2nd at 2 pm.

Thank you,

--
Christopher P. Espinosa
Office of the Chief Legislative Analyst
City of Los Angeles
Office: (213) 473-5959
Cell: (213) 241-9494

Ad Hoc COVID - NOTES - Sept 2, 2020.docx
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Pranita Amatya <pranita.amatya@lacity.org>

Homelessness and Poverty Committee Briefing Notes September 10, 2020

Pranita Amatya <pranita.amatya@lacity.org> Wed, Sep 9, 2020 at 10:03 AM
To: Star Parsamyan <star.parsamyan@lacity.org>
Cc: Karen Kalfayan <karen.kalfayan@lacity.org>, Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, John Wickham <john.wickham@lacity.org>, Chris Espinosa <chris.espinosa@lacity.org>, Dora Huerta <dora.huerta@lacity.org>, Jack Reef <jack.reef@lacity.org>, Catherine Romero <catherine.romero@lacity.org>, Vanessa Larez <vanessa.larez@lacity.org>, Renee Glasco <renee.glasco@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>

Good morning,

Please find attached the briefing notes for the Homelessness and Poverty Committee Meeting on September 10, 2020.

Please let me know if you have any questions.

Thank you,
--
Pranita Amatya
Office of the Chief Legislative Analyst
City of Los Angeles
(213) 473-5929

Homelessness and Poverty Committee September 10 Chair Notes.docx
105K

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Pranita Amatya <pranita.amatya@lacity.org>

Homelessness and Poverty Committee Briefing Notes September 10, 2020

Pranita Amatya <pranita.amatya@lacity.org> Wed, Sep 9, 2020 at 10:03 AM
To: Aden Binyam <aden.binyam@lacity.org>, Rachel Brashier <rachel.brashier@lacity.org>, Krista Kline <krista.kline@lacity.org>, Catherine Landers <catherine.landers@lacity.org>, Elaina Houser <elaina.houser@lacity.org>, Paola Bassignana <paola.bassignana@lacity.org>, Kate Pynoos <kate.pynoos@lacity.org>, "Eric (Roderico) Villanueva" <eric.villanueva@lacity.org>
Cc: Jack Reef <jack.reef@lacity.org>

Good morning,

Please find attached the briefing notes for the Homelessness and Poverty Committee Meeting on September 10, 2020.

Please let me know if you have any questions.

Thank you,
--
Pranita Amatya
Office of the Chief Legislative Analyst
City of Los Angeles
(213) 473-5929

Homelessness and Poverty Committee September 10.docx
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Andrea Galvin <andrea.galvin@lacity.org>

Budget and Finance Notes for 9/14/20

1 message

Andrea Galvin <andrea.galvin@lacity.org> Fri, Sep 11, 2020 at 2:59 PM
To: Matt Hale <matt.hale@lacity.org>
Cc: Sharon Tso <sharon.tso@lacity.org>, Karen Kalfayan <karen.kalfayan@lacity.org>, Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, Chris Espinosa <chris.espinosa@lacity.org>
Bcc: Catherine Romero <catherine.romero@lacity.org>, Renee Glasco <renee.glasco@lacity.org>, Valentina Diba <valentina.diba@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>, Mandy Morales <mandy.morales@lacity.org>, Andrea Galvin <andrea.galvin@lacity.org>

Hi everyone,

Attached you will find notes for Monday's Budget and Finance Committee meeting. Thanks!

--
Andrea M. Galvin
City of Los Angeles
Office of the Chief Legislative Analyst
213.473.9952
andrea.galvin@lacity.org

B&F 09-14-20_Chair.docx
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Andrea Galvin <andrea.galvin@lacity.org>

Budget and Finance Notes for 9/14/20

1 message

Andrea Galvin <andrea.galvin@lacity.org> Fri, Sep 11, 2020 at 3:01 PM
To: Marisa Alcaraz <marisa.alcaraz@lacity.org>, Bryce Rosauro <bryce.rosauro@lacity.org>, David Hersch <david.hersch@lacity.org>, James Bickhart <james.bickhart@lacity.org>, John Popoch <john.popoch@lacity.org>, Jeff Jacobberger <jeff.jacobberger@lacity.org>, Krista Kline <krista.kline@lacity.org>, Elaina Houser <elaina.houser@lacity.org>, Kate Pynoos <kate.pynoos@lacity.org>
Bcc: Valentina Diba <valentina.diba@lacity.org>, Andrea Galvin <andrea.galvin@lacity.org>

Hi everyone,

Attached you will find notes for Monday's Budget and Finance Committee meeting. Thanks!

--
Andrea M. Galvin
City of Los Angeles
Office of the Chief Legislative Analyst
213.473.9952
andrea.galvin@lacity.org

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Matthew Shade <matthew.shade@lacity.org>

PWGR Chair Briefing Notes 09/16/2020

Matthew Shade <matthew.shade@lacity.org>
To: Cecilia Castillo <cecilia.castillo@lacity.org>, John Popoch <john.popoch@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>

Fri, Sep 11, 2020 at 4:24 PM

Hi All,

Please see the attached chair notes for next week's Public Works and Gang Reduction Committee.

Matthew Shade
City of Los Angeles
Office of the Chief Legislative Analyst
(213) 978-0203

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Matthew Shade <matthew.shade@lacity.org>

PWGR Committee Briefing Notes 09/16/2020

Matthew Shade <matthew.shade@lacity.org> Fri, Sep 11, 2020 at 4:26 PM
To: Andrew Suh <andrew.suh@lacity.org>, David Giron <david.giron@lacity.org>, Dennis Gleason <dennis.gleason@lacity.org>, Erich King <erich.king@lacity.org>, Joshua Yeager <josh.yeager@lacity.org>, Justin Orenstein <justin.orenstein@lacity.org>, Laura Hill <laura.hill@lacity.org>, Nicholas Greif <nicholas.greif@lacity.org>, Star Parsamyan <star.parsamyan@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>

Hi All,

Please see the attached briefing notes for next week's Public Works and Gang Reduction Committee.

Matthew Shade
City of Los Angeles
Office of the Chief Legislative Analyst
(213) 978-0203

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Clay McCarter <clay.mccarter@lacity.org>

Jobs Notes 9/22

Clay McCarter <clay.mccarter@lacity.org> Fri, Sep 18, 2020 at 3:29 PM
To: Hannah Levien <hannah.levien@lacity.org>
Cc: Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, John Wickham <john.wickham@lacity.org>, Andy Galan <andy.galan@lacity.org>

Hi Hannah,

Please see notes for Tuesday's meeting.

Thanks,

--
Clay McCarter
Office of Chief Legislative Analyst
200 N. Spring St.
Los Angeles, CA 90012
(213) 473-5733
clay.mccarter@lacity.org

Jobs Notes Chair 09.22.20.pdf
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Clay McCarter <clay.mccarter@lacity.org>

Jobs Notes 9/22

Clay McCarter <clay.mccarter@lacity.org> Fri, Sep 18, 2020 at 3:34 PM
To: Cecilia Castillo <cecilia.castillo@lacity.org>, Jeff Jacobberger <jeff.jacobberger@lacity.org>, John Popoch <john.popoch@lacity.org>, Breana Weaver <breana.weaver@lacity.org>, Rachel Brashier <rachel.brashier@lacity.org>

Please see attached.

Have a nice weekend,

--
Clay McCarter
Office of Chief Legislative Analyst
200 N. Spring St.
Los Angeles, CA 90012
(213) 473-5733
clay.mccarter@lacity.org

Jobs Notes 09.22.20.docx
9K

Joshua Drake <joshua.drake@lacity.org>

Public Safety Committee Notes for September 22, 2020

Joshua Drake <Joshua.Drake@lacity.org> Fri, Sep 18, 2020 at 5:03 PM
To: Felicia Orozco <felicia.orozco@lacity.org>
Cc: Corinne Tiliano <corinne.tiliano@lacity.org>, Matias Farfan <matias.farfan@lacity.org>, Andy Galan <andy.galan@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>

Good afternoon,

Attached are the CLA's briefing notes for the September 22 Public Safety Committee meeting.

--
Joshua W. Drake
Legislative Analyst
Office of the Chief Legislative Analyst
Phone: (213) 473-9765
joshua.drake@lacity.org

PSC_09222020 (Chair).docx
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Joshua Drake <joshua.drake@lacity.org>

Public Safety Committee Notes for September 22, 2020

Joshua Drake <Joshua.Drake@lacity.org> Fri, Sep 18, 2020 at 5:04 PM
To: Andrew Suh <andrew.suh@lacity.org>, Christine Peters <christine.peters@lacity.org>, David Giron <david.giron@lacity.org>, Dennis Gleason <dennis.gleason@lacity.org>, Erich King <erich.king@lacity.org>, Jackie D'Almeida <jackie.dalmeida@lacity.org>, Justin Orenstein <justin.orenstein@lacity.org>, Laura Hill <laura.hill@lacity.org>, Nicholas Greif <nicholas.greif@lacity.org>, Star Parsamyan <Star.Parsamyan@lacity.org>
Cc: Corinne Tiliano <corinne.tiliano@lacity.org>, Felicia Orozco <felicia.orozco@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>, Matias Farfan <matias.farfan@lacity.org>, Andy Galan <andy.galan@lacity.org>

Good afternoon,

Attached are the CLA's briefing notes for the September 22 Public Safety Committee meeting.

--
Joshua W. Drake
Legislative Analyst
Office of the Chief Legislative Analyst
Phone: (213) 473-9765
joshua.drake@lacity.org

PSC_09222020 (Members).docx
53K

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Maria Souza-Rountree <maria.souza-rountree@lacity.org>

T-Cmte notes

Maria Souza-Rountree <maria.souza-rountree@lacity.org> Fri, Sep 18, 2020 at 11:49 AM
To: Eric Bruins <eric.bruins@lacity.org>

FYI

--
Maria Souza-Rountree
Office of the Chief Legislative Analyst
200 N. Spring Street, Rm 255
Los Angeles, CA 90012
213-473-5736 (office)
213-841-2572 (cell)

T-C 9-21-20.docx
32K

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Maria Souza-Rountree <maria.souza-rountree@lacity.org>

T-Cmte Notes

Maria Souza-Rountree <maria.souza-rountree@lacity.org> Fri, Sep 18, 2020 at 11:53 AM
To: Jeffrey Ebenstein <jeffrey.ebenstein@lacity.org>, Laura Hill <laura.hill@lacity.org>

FYI

--
Maria Souza-Rountree
Office of the Chief Legislative Analyst
200 N. Spring Street, Rm 255
Los Angeles, CA 90012
213-473-5736 (office)
213-841-2572 (cell)

T-C 9-21-20 (members).docx
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Dora Huerta <dora.huerta@lacity.org>

Housing Committee Briefing Notes - 9/23/20

Dora Huerta <dora.huerta@lacity.org> Mon, Sep 21, 2020 at 5:51 PM
To: Hannah Levien <hannah.levien@lacity.org>, Breana Weaver <breana.weaver@lacity.org>
Cc: John Wickham <john.wickham@lacity.org>

Good Morning,

Attached please find the briefing notes for Wednesday's Housing Committee meeting.

Thank you.

--
Dora Huerta
Office of the Chief Legislative Analyst
200 N. Spring Street, Room 255
Los Angeles, CA 90012
(213) 473-5740

200923 Housing Committee Notes - General.docx
87K

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Dora Huerta <dora.huerta@lacity.org>

Housing Committee 9/23/20

Dora Huerta <dora.huerta@lacity.org> Mon, Sep 21, 2020 at 5:49 PM
To: Mel Ilomin <mel.ilomin@lacity.org>, Gerald Gubatan <gerald.gubatan@lacity.org>
Cc: Karen Kalfayan <karen.kalfayan@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>, Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, Catherine Romero <catherine.romero@lacity.org>, John Wickham <john.wickham@lacity.org>, Chris Espinosa <chris.espinosa@lacity.org>, Vanessa Larez <vanessa.larez@lacity.org>, Renee Glasco <renee.glasco@lacity.org>

Hello Gerald and Mel,

Attached please find the Chair's briefing notes for Wednesday's Housing Committee meeting. Please let me know if you have any questions.

Thank you.
--
Dora Huerta
Office of the Chief Legislative Analyst
200 N. Spring Street, Room 255
Los Angeles, CA 90012
(213) 473-5740

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Darrell Powell <darrell.powell@lacity.org>

HENPAR Cte. Notes for 9-24-2020

1 message

Darrell Powell <darrell.powell@lacity.org> Tue, Sep 22, 2020 at 2:31 PM
To: Justin Orenstein <Justin.Orenstein@lacity.org>
Cc: Rafael Prieto <rafael.prieto@lacity.org>, Matias Farfan <matias.farfan@lacity.org>, Karen Kalfayan <karen.kalfayan@lacity.org>, Xochitl Ramirez <xochitl.ramirez@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>

Hi Justin,
Attached are your HENPAR Cte notes for Thursday, September 24, 2020.
If you have any questions, please let me know.

Darrell

HENPAR 9-24-2020.docx
101K

Connect
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Collaborate

Darrell Powell <darrell.powell@lacity.org>

HENPAR Cte Notes for 9-24-2020

1 message

Darrell Powell <darrell.powell@lacity.org> Tue, Sep 22, 2020 at 2:48 PM
To: Star Parsamyan <star.parsamyan@lacity.org>, Genevieve Arce <genevieve.arce@lacity.org>, Marisa Alcaraz <marisa.alcaraz@lacity.org>, Delphert Smith <del.smith@lacity.org>

Hello All,
Attached are your HENPAR notes for Thursday, September 24, 2020.
If you have any questions, please let me know.

Darrell

HENPAR Notes for staff 9-24-2020.docx
99K

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Steve Luu <steve.luu@lacity.org>

REIR Committee Briefing Notes - September 23, 2020

1 message

Steve Luu <steve.luu@lacity.org> Tue, Sep 22, 2020 at 4:36 PM
To: Anna Hovasapian <anna.hovasapian@lacity.org>
Cc: Avak Keotahian <avak.keotahian@lacity.org>

Hi Anna,

Attached are the Briefing Notes for the REIR Committee Meeting tomorrow, September 23rd, 2020 @ 2:00 p.m.

Please let me know if you have any questions.

Thanks
Steve

--
Steve Luu
Office of the Chief Legislative Analyst
Tel - (213) 473-5720

REIR Briefing Notes 9.23.20 - Chair.docx
125K

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Steve Luu <steve.luu@lacity.org>

REIR Committee Briefing Notes - September 23, 2020

1 message

Steve Luu <steve.luu@lacity.org> Tue, Sep 22, 2020 at 4:37 PM
To: Rachel Brashier <rachel.brashier@lacity.org>, Belem Lamas <belem.lamas@lacity.org>, Andrew Westall <andrew.westall@lacity.org>
Cc: Avak Keotahian <avak.keotahian@lacity.org>

Good afternoon,

Attached are the Briefing Notes for the REIR Committee Meeting tomorrow, September 23rd, 2020 @ 2:00 p.m.

Please let me know if you have any questions.

Thanks
Steve

--
Steve Luu
Office of the Chief Legislative Analyst
Tel - (213) 473-5720

REIR Briefing Notes 9.23.20 .docx
123K

Connect Create Collaborate

Roberto Mejia <roberto.mejia@lacity.org>

PLUM notes, 10.1.20

1 message

Roberto Mejia <roberto.mejia@lacity.org> Tue, Sep 29, 2020 at 1:51 PM
To: Rachel Brashier <rachel.brashier@lacity.org>, Kristen Gordon <kristen.gordon@lacity.org>, Lamont Cobb <lamont.cobb@lacity.org>
Cc: Avak Keotahian <avak.keotahian@lacity.org>, Christopher Fields <christopher.fields@lacity.org>

Attached are the 10.1.20 PLUM notes.

--
Roberto R. Mejia
Analyst
Office of the Chief Legislative Analyst
(213) 473-5748

2 attachments

PLUM 10.1.20.docx
45K

PLUM 10.1.20.pdf
526K

Connect Create Collaborate

Roberto Mejia <roberto.mejia@lacity.org>

PLUM notes, 10.1.20

1 message

Roberto Mejia <roberto.mejia@lacity.org> Tue, Sep 29, 2020 at 1:49 PM
To: Gerald Gubatan <gerald.gubatan@lacity.org>, Hannah Lee <hannah.lee@lacity.org>, Joshua Yeager <josh.yeager@lacity.org>, Elizabeth Ene <elizabeth.ene@lacity.org>, John Popoch <john.popoch@lacity.org>, Sherilyn Correa <sherilyn.correa@lacity.org>, Christopher Diaz <christopher.diaz@lacity.org>

Attached are the 10.1.20 PLUM notes.

--
Roberto R. Mejia
Analyst
Office of the Chief Legislative Analyst
(213) 473-5748

2 attachments

PLUM notes, 10.1.20 (Members).docx
40K

PLUM notes, 10.1.20 (Members).pdf
401K

Connect Create Collaborate

Felipe Chavez <felipe.v.chavez@lacity.org>

CLA Briefing Notes: Immigrant Affairs, Civil Rights, and Equity Committee 10.1.20

Felipe Valladolid Chavez <felipe.v.chavez@lacity.org> Wed, Sep 30, 2020 at 5:41 PM
To: Debby Kim <debby.kim@lacity.org>, Mel Ilomin <mel.ilomin@lacity.org>, Karen Kalfayan <karen.kalfayan@lacity.org>, Ivania Sobalvarro <ivania.sobalvarro@lacity.org>, Chris Espinosa <chris.espinosa@lacity.org>, Lisa LaForge <lisa.laforge@lacity.org>, Catherine Romero <catherine.romero@lacity.org>

Good afternoon,

Attached please find the CLA Briefing Notes for the Immigrant Affairs, Civil Rights, and Equity Committee meeting of October 1, 2020. Please let us know if you have any questions.

- Felipe

Felipe Valladolid Chavez
Legislative Analyst

Office of the Chief Legislative Analyst
Los Angeles City Council

255 City Hall
200 N. Spring Street
Los Angeles, CA 90012

p: 213.473.5729
e: felipe.v.chavez@lacity.org
e: sidewalk.vending@lacity.org

http://sidewalkvending.lacity.org

Immigrant Affairs Committee Notes.10.1.20.docx
31K

Connect Create Collaborate

Felipe Chavez <felipe.v.chavez@lacity.org>

CLA Briefing Notes: Immigrant Affairs, Civil Rights, and Equity Committee ~10.1.20

Felipe Valladolid Chavez <felipe.v.chavez@lacity.org> Wed, Sep 30, 2020 at 5:55 PM
To: Justin Wesson <justin.wesson@lacity.org>, Anna Hovasapian <Anna.Hovasapian@lacity.org>, Andrew Suh <andrew.suh@lacity.org>, Andrew Westall <andrew.westall@lacity.org>, Marisa Alcaraz <marisa.alcaraz@lacity.org>, Jackie D'Almeida <jackie.dalmeida@lacity.org>, Joana Reyes <joana.reyes@lacity.org>

Good afternoon,

Attached please find the CLA Briefing Notes for the Immigrant Affairs, Civil Rights, and Equity Committee meeting of October 1, 2020. If you have any questions. please let us know.

- Felipe

Felipe Valladolid Chavez
Legislative Analyst

Office of the Chief Legislative Analyst
Los Angeles City Council

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http://sidewalkvending.lacity.org

Immigrant Affairs Committee Notes.10.1.20NR.docx
24K

Connect Create Collaborate

Joshua Drake <joshua.drake@lacity.org>

ITGS Notes for 9/23/2020

Joshua Drake <Joshua.Drake@lacity.org> Mon, Sep 21, 2020 at 12:18 PM
To: Erich King <erich.king@lacity.org>
Cc: Matias Farfan <matias.farfan@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>, Corinne Tiliano <corinne.tiliano@lacity.org>, Xochitl Ramirez <xochitl.ramirez@lacity.org>

Good afternoon Erich,

Attached are the CLA's briefing notes for the September 23 ITGS Committee meeting.

--
Joshua W. Drake
Legislative Analyst
Office of the Chief Legislative Analyst
Phone: (213) 473-9765
joshua.drake@lacity.org

ITGS_Briefing Notes_092320_Chair.docx
111K

Joshua Drake <joshua.drake@lacity.org>

ITGS Notes for 9/23/2020

Joshua Drake <Joshua.Drake@lacity.org> Mon, Sep 21, 2020 at 12:18 PM
To: Cecilia Castillo <cecilia.castillo@lacity.org>, Olivia McGovern <olivia.mcgovern@lacity.org>
Cc: Erich King <erich.king@lacity.org>, Matias Farfan <matias.farfan@lacity.org>, Corinne Tiliano <corinne.tiliano@lacity.org>, Rafael Prieto <rafael.prieto@lacity.org>, Xochitl Ramirez <xochitl.ramirez@lacity.org>

Good afternoon all,

Attached are the CLA's briefing notes for the September 23 ITGS Committee meeting.

--
Joshua W. Drake
Legislative Analyst
Office of the Chief Legislative Analyst
Phone: (213) 473-9765
joshua.drake@lacity.org

ITGS_Briefing Notes_092320.docx
109K

EXHIBIT G

Subject: Re: CPRA request (LACLA.2020.06.24.a)
From: adrian@123mail.org
Date: 10/16/20, 3:16 PM
To: "Karen Kalfayan" <karen.kalfayan@lacity.org>
CC: "Sharon Tso" <sharon.Tso@lacity.org>

Good day, Ms. Kalfayan,

I'm still waiting for your assistance on this matter as required by the CPRA at 6253.1. Also, can you please tell me the name and title of the person who determined that the claimed exemptions apply?

"A."

On Tue, Sep 29, 2020, at 3:12 PM, adrian@123mail.org wrote:

> Good afternoon, Ms. Kalfayan.
>
> It's hard for me to believe that, especially if my request was "overbroad", you managed to review all of these for the last five years and determine that, on the facts of the particular matter, the public interest in preserving the total secrecy of what you're calling "deliberative process" clearly outweighs the public interest in releasing the material, and yet that's what the law requires of you.
>
> Also, it's not plausible that notes prepared by non-Council staff could possibly implicate anyone's deliberative process. Obviously this deliberative process theory can't be extended to cover the raw material on which the CMs base their decisions, otherwise, e.g., all of Wikipedia would be exempt, and maybe the LA Times for four or five of the CMs.
>
> Also, it's not plausible that identical records distributed to more than one CM could implicate anyone's deliberative process. According to your City Attorney's office, each Council Office is a distinct local agency. If these notes are distributed to each committee member and if it were true that the notes were exempt from production based on a theory about the public interest served by keeping them secret then distributing them to CMs A and B reveals secret info about A's deliberative process to B and vice versa. This must constitute a waiver of any exemption claim.
>
> And not only that, but if the notes truly contain material germane to the CMs' deliberative process, then sharing them even with a majority of the committee would constitute a serial meeting of the

hub and spoke variety. If one record would reveal to me what CM A is thinking about issue X then it will also reveal it to CM B prior to the meeting. This, of course, is a Brown Act violation if a majority of the members receive the record.

And finally, if you distribute these to a majority of the committee members before the meeting the Brown Act states clearly that all exemption claims other than those related to closed sessions have been waived. Given that, your claim that my request is "overbroad" has even less meaning than such claims usually have given the widespread and habitual misuse of section 6255(a) because, as all exemption claims have been waived, the records require no review other than to segregate closed session material.

Therefore please reconsider and reverse your denial. If you're not going to do this then please consider this a request for assistance in overcoming practical obstacles to accessing the records. Also, for the sake of efficiency, can you tell me whether the CLA is a City Department or not? If it is, can you tell me the head of the department? If it's not, can you tell me what department it's under and who is the head of that?

Thanks!

A.

On Tue, Sep 29, 2020, at 2:52 PM, Karen Kalfayan wrote:

> Thank you for following up on your request. Please accept our apologies for the late nature of this response. We did not receive your original e-mail request for records dated June 24, 2020.
>
> With regard to your request for briefing notes for the period January 1, 2016 through June 24, 2020, please be advised that this Office has made its determination on your request as required by Government Code section 6253(c).
>
> Please note that the request is overly broad, and normally we would request you to clarify your request in order for us to search for specific records. However, please be advised that records may be withheld under Government Code Section 6255 because they would show the officials' deliberative process. As to these documents, Government Code Section 6255 permits nondisclosure because the public interest served by protecting the official's decision-making process clearly outweighs the public interest served by the records' disclosure.
>
> As such, we have no non-exempt responsive records in our possession to provide in response to your request.
>
> On Sun, Sep 27, 2020 at 12:42 PM <adrian@123mail.org> wrote:
>
> > Good afternoon, City friends!

The law required a response to this in early July, and yet no response received. Please advise.

A.

On Wed, Jun 24, 2020, at 3:03 PM, adrian@123mail.org wrote:
> Good afternoon, CLA.
>
> I am looking for copies of all Council Committee briefing notes prepped
> by your office from January 1, 2016 through June 24, 2020. If these are
> kept in electronic format, and I have reason to believe that they are,
> that's the format I need to see them in. If your office prepares
> briefing notes for legislative bodies other than Council Committees,
> e.g. for the full Council, I will also need to see those for the same
> date range.
>
> Thanks!
>
> A.

EXHIBIT H

Subject: Re: CPRA request (LACLA.2020.06.24.a)
From: adrian@123mail.org
Date: 10/16/20, 3:34 PM
To: "Karen Kalfayan" <karen.kalfayan@lacity.org>
CC: "Sharon Tso" <sharon.Tso@lacity.org>

Good day, Ms. Kalfayan.

Can you please reconsider your exemption claims for this request? The City of Los Angeles has already waived them, every one. I don't usually cite authorities to people who are paid to know them already, but I'll make an exception in this case since maybe this one's a little obscure. Behold the Brown Act at Section 54957.5(a):

54957.5. (a) Notwithstanding Section 6255 or any other law, agendas of public meetings and any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a local agency by any person in connection with a matter subject to discussion or consideration at an open meeting of the body, are disclosable public records under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1), and shall be made available upon request without delay.

It's clear from the emails you just sent that these reports are distributed to the entire committee and therefore no exemptions apply to them. Fortuitously this fact solves your "overbroad" concerns as well. Since exemptions have been waived there's no need to review the documents before release. You can gather them and produce them. I doubt it will take more than a few days but in the interest of, you know, the cooperative spirit which animates or ought to interactions between the public and CoLA, I'll give you until Friday 10.23.2020 to produce them before proceeding as if you're continuing to illegally deny me access.

Thanks!

A.

On Tue, Sep 29, 2020, at 3:12 PM, adrian@123mail.org wrote:

> Good afternoon, Ms. Kalfayan.
>
> It's hard for me to believe that, especially if my request was "overbroad", you managed to review all of these for the last five years and determine that, on the facts of the particular matter, the public interest in preserving the total secrecy of what you're

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Also, it's not plausible that notes prepared by non-Council staff could possibly implicate anyone's deliberative process. Obviously this deliberative process theory can't be extended to cover the raw material on which the CMs base their decisions, otherwise, e.g., all of Wikipedia would be exempt, and maybe the LA Times for four or five of the CMs.

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Thanks!

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>
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> by your office from January 1, 2016 through June 24, 2020. If these are
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> that's the format I need to see them in. If your office prepares
> briefing notes for legislative bodies other than Council Committees,
> e.g. for the full Council, I will also need to see those for the same
> date range.
>
> Thanks!
>
> A.